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Attorneys for Defendants

U.S. DISTRICT COURT

JUL 13 2007

BY: _____
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OFFICE OF JUDGE
DAVID SAM

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH

DAN VESEY, *et. al.*,

Plaintiffs,

v.

BRYAN CUNNINGHAM, *et. al.*,

Defendants.

**STIPULATED MOTION FOR STAY
UNDER 50 U.S.C. § 521,
SERVICEMEMBER'S
CIVIL RELIEF ACT**

Case No. 2:06cv00314

Judge David Sam

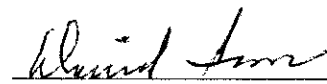
Having conferred about the active duty military status of Defendant J. Trump, Plaintiffs and Defendants, through their attorneys, do request that the Court grant a stay pursuant to 50 U.S.C. § 521, the "Servicemembers' Civil Relief Act" (formerly "Soldiers' and Sailors' Civil Relief Act"), for and in respect to the above-captioned action against Defendant J. Trump for the following reason:

Defendant Trump has been deployed to Iraq by the US Army through his service as a Utah National Guardsman effective June 25, 2007, for a period of active duty in Iraq, not to exceed three hundred seventy-nine (379) days. It is likely that he will remain in

this combat deployment for a year and will consequently remain unavailable for trial and the remaining period for discovery.

DATED this 17th day of July, 2007.

BY THE COURT:

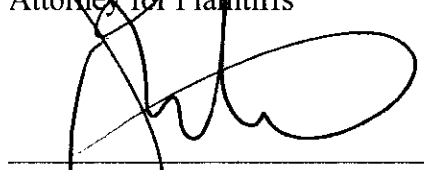


Honorable David Sam
United States District Court Judge

Approved as to form:



EDWARD MCBRIDE
Attorney for Plaintiffs
7/6/07
Date



PETER STIRBA
BRET W. RAWSON
Attorneys for Defendants
7/12/07
Date

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 12th day of July, 2007, I caused to be served a true copy of the foregoing **STIPULATED MOTION FOR STAY UNDER 50 U.S.C. § 521, SERVICEMEMBER'S CIVIL RELIEF ACT** by the method indicated below, to the following:

Edward McBride
Bennett & McBride, PLLC
10 West Broadway, Suite 850
Salt Lake City, UT 84101

☒ U.S. Mail, Postage Prepaid
☐ Hand Delivered
☐ Overnight Mail
☐ Facsimile

Anne L. MacLeod